

**Estimated
Part Release
Schedule**

Tuesday
November 28, 1995

Part XLVII

**Department of
Defense
General Services
Administration
National Aeronautics
and Space
Administration**

**Federal Acquisition Regulation;
Semiannual Regulatory Agenda**

**DEPARTMENT OF DEFENSE/GENERAL SERVICES ADMINISTRATION
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (FAR)**
DEPARTMENT OF DEFENSE**GENERAL SERVICES
ADMINISTRATION****NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION****48 CFR Ch. 1****Semiannual Agenda**

AGENCIES: Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Semiannual agenda.

SUMMARY: This agenda provides summary descriptions of regulations

being developed by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council in compliance with Executive Order 12866 "Regulatory Planning and Review." This agenda is being published to allow interested persons an opportunity to participate in the rulemaking process.

The Federal Acquisition Regulation (FAR) Secretariat has attempted to list all regulations pending at the time of publication, except for minor and routine or repetitive actions; however, unanticipated requirements may result in the issuance of regulations that are not included in this agenda. There is no legal significance to the omission of an item from this listing. Also, the dates shown for the steps of each action are

estimated and are not commitments to act on or by the dates shown.

FOR FURTHER INFORMATION CONTACT: Ms. Beverly Fayson, FAR Secretariat, Room 4037, GS Building, Washington, DC 20405, (202) 501-4755.

SUPPLEMENTARY INFORMATION: DoD, GSA, and NASA, under their several statutory authorities, jointly issue and maintain the FAR and prescribe the FAR system. Revisions to the FAR are made through periodic issuance of Federal Acquisition Circulars (FACs).

Dated: October 16, 1995.

C. Allen Olson,

Director, Office of Federal Acquisition Policy.

Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
4318	FAR Case 91-118, Payment by Electronic Fund Transfer	9000-AG49
4319	FAR Case 92-24, Employee Stock Ownership Plans	9000-AG53
4320	FAR Case 93-18, Definition of Bid and Proposal Costs	9000-AG58
4321	FAR Case 93-26, Business Meals	9000-AG59
4322	FAR Case 92-34, FAR Certifications	9000-AG61
4323	FAR Case 93-19, Contingent Fee	9000-AG64

Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
4324	FAR Case 94-771; Micro-Purchase Procedures	9000-AG26
4325	FAR Case 94-753; Travel Costs	9000-AG27
4326	FAR Case 92-54, Environmentally Preferable Products	9000-AG40
4327	FAR Case 92-50, Double-Sided Copy	9000-AG41
4328	FAR Case 93-307, Ozone Executive Order	9000-AG42
4329	FAR Case 95-9 Quick Closeout Procedures	9000-AG57
4330	FAR Case 94-712, Multiyear Contracting	9000-AG63

Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
4331	FAR Case 89-12, Pay-As-You-Go Pension Costs	9000-AC90
4332	FAR Case 89-23, Procurement Integrity	9000-AD01
4333	FAR Case 89-42, Liquidated Damages	9000-AD20
4334	FAR Case 89-93, Implementation of the Anti-Lobbying Statute	9000-AD76
4335	FAR Case 90-52, Evaluation Factors	9000-AE21
4336	FAR Case 91-31, Contract Award-Sealed Bidding	9000-AE41
4337	FAR Case 91-27, Performance and Payment Bonds	9000-AE47
4338	FAR Case 91-28, Indian-Owned Enterprises	9000-AE52
4339	FAR Case 91-18, Multiyear Contracting	9000-AE65
4340	FAR Case 91-106, Child Care Services	9000-AF31

FAR**Long-Term Actions (Continued)**

Sequence Number	Title	Regulation Identifier Number
4341	FAR Case 92-301, Federal Courts Administration Act	9000-AF35
4342	FAR Case 92-616, Service of Protest	9000-AF36
4343	FAR Case 93-606, Implementation of MOU Between the USA and the EEC on Government Procurement and Sanctions Imposed on the European Economic Community	9000-AF39
4344	FAR Case 93-301, Made in America Labels; FAR Case 93-306, Unfair Trade Practices	9000-AF40
4345	FAR Case 92-45, Interest Clause Revisions	9000-AF44
4346	FAR Case 92-19, Subcontracting Plans	9000-AF45
4347	FAR Case 92-51, Inherently Governmental Functions	9000-AF46
4348	FAR Case 91-95, Postponement of Bid Openings or Closing Dates	9000-AF48
4349	FAR Case 93-305, Small Business Innovation Research Rights in Data	9000-AF54
4350	FAR Case 91-102, Inconsistencies—Termination for Convenience	9000-AF55
4351	FAR Case 92-615, Debarment and Suspension Certificate	9000-AF57
4352	FAR Case 93-310, Implementation of the North American Free Trade Agreement (NAFTA) Implementation Act	9000-AF60
4353	FAR Case 91-91, Prompt Payment Act	9000-AF61
4354	FAR Case 91-108, Javits-Wagner-O'Day Program	9000-AF71
4355	FAR Case 91-109, Architect-Engineer Services	9000-AF72
4356	FAR Case 92-2, Subcontract Proposal Audits	9000-AF74
4357	FAR Case 92-10, Nonprofit Institutions Clause Prescription	9000-AF77
4358	FAR Case 92-14, Insurance—Liability to Third Persons	9000-AF78
4359	FAR Case 92-17, Overhead Should-Cost Reviews	9000-AF79
4360	FAR Case 92-27, Quality Assurance Nonconformance	9000-AF80
4361	FAR Case 92-40, Contractors' Purchasing Systems Reviews and Subcontractor Consent	9000-AF82
4362	FAR Case 92-48, Fluctuating Exchange Rates	9000-AF83
4363	FAR Case 92-604, Nonallowability of Excise Taxes on Nondeductible Contributions to Deferred Compensation Plans	9000-AF85
4364	FAR Case 93-5, Employee Compensation Costs	9000-AF97
4365	FAR Case 93-6, Legislative Lobbying Costs	9000-AF98
4366	FAR Case 93-20, Records Retention	9000-AF99
4367	FAR Case 93-22, Travel Costs	9000-AG00
4368	FAR Case 93-615, Use of Convict Labor	9000-AG02
4369	FAR Case 94-602, GSBGA Rules	9000-AG03
4370	FAR Case 91-78, Small Business Subcontracting Reporting	9000-AG04
4371	FAR Case 92-31, Quality Assurance Actions, Electronic Screening	9000-AG06
4372	FAR Case 92-39, Master Subcontracting Plans	9000-AG07
4373	FAR Case 92-302, Small Business Competitiveness Demonstration Program	9000-AG10
4374	FAR Case 93-304, Defense Production Act Amendments	9000-AG11
4375	FAR Case 94-3, Termination Inventory Schedules	9000-AG13
4376	FAR Case 94-9, Interdivisional Transfers	9000-AG14

Completed Actions

Sequence Number	Title	Regulation Identifier Number
4377	FAR Case 88-70, U.S.-Canada Free-Trade Agreement Implementation Act of 1988	9000-AC80
4378	FAR Case 90-54, Defective Pricing	9000-AE23
4379	FAR Case 91-39, Voluntary Refunds	9000-AE68
4380	FAR Case 92-46, Prompt Payment Overseas	9000-AF41
4381	FAR Case 91-104, Electronic Contracting	9000-AF50
4382	FAR Case 91-57, Disposal of Government Property	9000-AF62
4383	FAR Case 91-93, Special Tooling Under Fixed-Price Contracts	9000-AF66
4384	FAR Case 92-33, Price Competition Exemption	9000-AF81
4385	FAR Case 91-111, Commercially Available Government-Furnished Material	9000-AF95
4386	FAR Case 91-114, Use of Government Facilities on a No-Charge Basis	9000-AF96
4387	FAR Case 92-44, Reconditioned Material	9000-AG08
4388	FAR Case 94-802, Officials Not to Benefit (Ethics)	9000-AG15
4389	FAR Case 94-803, Whistleblower Protections for Contractor Employees (Ethics)	9000-AG16
4390	FAR Case 94-804, Procurement Integrity (Ethics)	9000-AG17

FAR

Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
4391	FAR Case 94-770, Simplified Acquisition Procedures/FACNET	9000-AG18
4392	FAR Case 94-720, Certified Cost for Pricing Data Threshold	9000-AG19
4393	FAR Case 94-751, Penalties on Unallowable Indirect Costs	9000-AG20
4394	FAR Case 94-754; Implementation of Various Cost Principle Provisions	9000-AG21
4395	FAR Case 94-801, Debarment and Suspension and Ineligibility (Ethics)	9000-AG22
4396	FAR Case 94-740; Consolidation and Revision of the Authority To Examine Records	9000-AG24
4397	FAR Case 94-700; Repeal of Requirement for Secretarial/Agency Head Determinations Regarding Use of Cost Type or Incentive Contracts	9000-AG25
4398	FAR Case 94-730; Protests, Disputes, and Appeals	9000-AG28
4399	FAR Case 94-752; Contractor Overhead Certification	9000-AG29
4400	FAR Case 94-721; Truth in Negotiation	9000-AG30
4401	FAR Case 94-710; Special Contracting Methods	9000-AG32
4402	FAR Case 94-750; Entertainment, Gift, and Recreation Costs for Contractor Employees	9000-AG33
4403	FAR Case 94-761; Assignment of Claims	9000-AG34
4404	FAR Case 94-762; Subcontractor Payments	9000-AG35
4405	FAR Case 94-764; Performance-Based Payments	9000-AG36
4406	FAR Case 94-780, Small Business	9000-AG37
4407	FAR Case 94-790, Acquisition of Commercial Items	9000-AG38
4408	FAR Case 94-701; Contract Award Implementation	9000-AG39
4409	FAR Case 95-601, Addition of 3 European Community Countries	9000-AG43
4410	FAR Case 94-791, Subcontracts for Commercial Items	9000-AG47
4411	FAR Case 94-711, Task and Delivery Order Contracts	9000-AG50
4412	FAR Case 94-731, Reimbursement of Protest Costs	9000-AG52
4413	FAR Case 94-765, Fraud Remedies	9000-AG54
4414	FAR Case 95-10, FAR Guiding Principles	9000-AG55
4415	FAR Case 94-766; Service Contract Funding	9000-AG56
4416	FAR Case 95-606, Publicizing Contract Actions	9000-AG60
4417	FAR Case 94-5, Trade Sanctions-Germany	9000-AG62

DEPARTMENT OF DEFENSE/GENERAL SERVICES ADMINISTRATION
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (FAR)

Proposed Rule Stage

4318. FAR CASE 91-118, PAYMENT BY ELECTRONIC FUND TRANSFER

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 32.9; 48 CFR 52.232

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are considering changes to the FAR to amend Subpart 32.9 and to add solicitation provisions and contract clauses at 52.232 to implement guidance to address the use of electronic fund transfers for Federal contract payments.

Timetable:

Action	Date	FR Cite
NPRM	10/03/95	60 FR 51766
NPRM Comment Period End	12/04/95	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AG49

4319. • FAR CASE 92-24, EMPLOYEE STOCK OWNERSHIP PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 31

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing changes to the cost principles in the FAR to address employee stock ownership plans (ESOPs). The purpose is to ensure uniform treatment on the allowability of costs of all ESOPs irrespective of whether the ESOP is structured as a pension plan or as deferred compensation, including making the interest costs of leveraged ESOPs expressly unallowable. This regulatory action was subject to Office of

FAR

Proposed Rule Stage

Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Sts. NW., Washington, DC 20405
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RIN: 9000-AG53

4320. • FAR CASE 93-18, DEFINITION OF BID AND PROPOSAL COSTS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 31

Legal Deadline: None

Abstract: To revise the definition of bid and proposal (B&P) costs to clarify that B&P costs related to all types of funding instruments (e.g., contracts, grants, cooperative agreements, and other similar types of agreements) are allowable costs. This regulatory action was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
NPRM	08/21/95	60 FR 43508
NPRM Comment Period End	10/20/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405

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RIN: 9000-AG58

4321. • FAR CASE 93-26, BUSINESS MEALS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 31

Legal Deadline: None

Abstract: To clarify when the costs of meals for contractor employees are allowable. This regulatory action was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
NPRM	08/21/95	60 FR 43508
NPRM Comment Period End	10/20/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 9000-AG59

4322. • FAR CASE 92-34, FAR CERTIFICATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 3; 48 CFR 4; 48 CFR 8; 48 CFR 9; 48 CFR 25; 48 CFR 36; 48 CFR 42; 48 CFR 47; 48 CFR 52; 48 CFR 53

Legal Deadline: None

Abstract: To amend the FAR to eliminate unnecessary requirements for offerors and contractors to provide certified information to the Government. A revision to Standard Form 129, Solicitation Mailing List Application, is associated with this proposed rule. This regulatory action

was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AG61

4323. • FAR CASE 93-19, CONTINGENT FEE

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 31.205-38

Legal Deadline: None

Abstract: This rule amends the FAR to limit the allowability of contingent fees. This regulatory action was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
NPRM	10/26/95	60 FR 54920
NPRM Comment Period End	12/26/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AG64

**DEPARTMENT OF DEFENSE/GENERAL SERVICES ADMINISTRATION
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (FAR)**
Final Rule Stage**4324. FAR CASE 94-771; MICRO-PURCHASE PROCEDURES****Priority:** Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 103-355

CFR Citation: 48 CFR 1.603-3; 48 CFR 3.104-4; 48 CFR 4.800; 48 CFR 13.101; 48 CFR 13.105; 48 CFR 13.106; 48 CFR 13.502; 48 CFR 13.601; 48 CFR 13.603; 48 CFR 25.100

Legal Deadline: Final, Statutory, October 1, 1995.

Abstract: A final rule is being issued pursuant to the Federal Acquisition Streamlining Act of 1994 to implement the new micro-purchase requirements of the Act. This regulatory action is subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/15/94	59 FR 64786
Final Action	10/00/95	

Small Entities Affected: None**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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Fax: 202 501-4067

RIN: 9000-AG26**4325. FAR CASE 94-753; TRAVEL COSTS****Priority:** Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 103-355**CFR Citation:** 48 CFR 31.205-46

Legal Deadline: Final, Statutory, October 1, 1995.

Abstract: This rule is issued pursuant to the Federal Acquisition Streamlining Act of 1994, Public Law 103-355 (the Act). The Federal Acquisition Regulatory Council is considering amending the Federal Acquisition Regulation (FAR) as a result of changes to 41 USC 22 by Section 2191 of the Act. This regulatory action was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993. However, the proposed rule would permit contractors to propose alternative rates to those prescribed in the FTR/JTR.

Timetable:

Action	Date	FR Cite
NPRM	12/14/94	59 FR 64542
NPRM Comment Period End	02/13/95	
Final Action	10/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AG27**4326. FAR CASE 92-54, ENVIRONMENTALLY PREFERABLE PRODUCTS****Priority:** Other Significant

Legal Authority: 42 USC 6901; EO 12873

CFR Citation: 48 CFR 7.1; 48 CFR 10.0; 48 CFR 11.004; 48 CFR 15.605; 48 CFR 23.201; 48 CFR 23.203; 48 CFR 23.4; 48 CFR 23.7; 48 CFR 36.6; 48 CFR 42.302; 48 CFR 52.210-5 to 52.210-7; 48 CFR 52.223-4; 48 CFR 52.223-8 to 52.223-10

Legal Deadline: Other, Statutory. Rule published as interim rulemaking in Federal Acquisition Circular 90-27. Legal deadline effective 180 days after 10/20/93.

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have agreed to an interim rule amending the

FAR to incorporate policies for the acquisition of environmentally preferable and energy-efficient products and services. This regulatory action was subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/31/95	60 FR 28492
Final Action	10/01/95	

Small Entities Affected: Businesses**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AG40**4327. FAR CASE 92-50, DOUBLE-SIDED COPY****Priority:** Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 4.000; 48 CFR 4.3; 48 CFR 52.204-4

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have agreed to an interim rule amending the FAR to encourage contractors to maximize the use of double-sided copying on recycled paper when submitting documents related to an acquisition. This regulatory action was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/31/95	60 FR 28492
Final Action	10/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no

FAR

Final Rule Stage

paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AG41

4328. FAR CASE 93-307, OZONE EXECUTIVE ORDER

Priority: Substantive, Nonsignificant

Legal Authority: EO 12843

CFR Citation: 48 CFR 23.8; 48 CFR 52.223-11; 48 CFR 52.223-12

Legal Deadline: Other, Statutory. Rule published as interim rulemaking in Federal Acquisition Circular 90-27. Legal deadline effective 120 days after 10/20/93.

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have agreed to an interim rule which amends the FAR to provide policy for the acquisition of items that contain, use, or are manufactured with ozone-depleting substances. This regulatory action was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/31/95	60 FR 28492
Final Action	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no

paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AG42

4329. • FAR CASE 95-9 QUICK CLOSEOUT PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 42.708(a); 48 CFR 52.216-7; 48 CFR 52.216-13

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Counsel and the Defense Acquisition Regulation's Council are proposing to amend the FAR to ensure maximum use of quick closeout procedure. This regulatory action was not subject to OMB review under E.O. 12866 on April 30, 1993.

Timetable:

Action	Date	FR Cite
NPRM	07/25/95	60 FR 38196
NPRM Comment Period End	09/25/95	
Final Action	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA/VRS-FAR Secretariat, 18th & F Street NW., Washington, DC 20405

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RIN: 9000-AG57

4330. • FAR CASE 94-712, MULTIYEAR CONTRACTING

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 19; 48 CFR 52

Legal Deadline: Final, Statutory, October 1, 1995.

Abstract: This rule provides authority for certain agencies to conduct certain multiyear contracting.

Timetable:

Action	Date	FR Cite
NPRM	03/16/95	60 FR 14340
NPRM Comment Period End	05/15/95	
Final Action	10/00/95	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

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RIN: 9000-AG63

DEPARTMENT OF DEFENSE/GENERAL SERVICES ADMINISTRATION NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (FAR)

Long-Term Actions

4331. FAR CASE 89-12, PAY-AS-YOU-GO PENSION COSTS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 30; 48 CFR 31

Legal Deadline: None

Abstract: To amend the FAR to revise the cost allowability criteria for pension costs.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/29/89	54 FR 13022
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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FAR

Long-Term Actions

Fax: 202 501-4067

RIN: 9000-AC90

4332. FAR CASE 89-23, PROCUREMENT INTEGRITY**Priority:** Other Significant**Legal Authority:** 41 USC 423**CFR Citation:** 48 CFR 1; 48 CFR 3; 48 CFR 4; 48 CFR 9; 48 CFR 15; 48 CFR 37; 48 CFR 43; 48 CFR 52**Legal Deadline:** Other, Statutory, July 16, 1989.
Other deadline is for an interim final rule.**Abstract:** To amend the FAR to implement the procurement integrity requirements of section 27 of the Office of Federal Procurement Policy Act.**Timetable:**

Action	Date	FR Cite
NPRM	03/27/89	54 FR 12556
Interim Final Rule	05/11/89	54 FR 20488
Suspension of Interim Final Rule	12/08/89	54 FR 50718
Interim Final Rule - 2nd Publication	09/06/90	55 FR 36782
Interim Final Rule Effective	09/06/90	
Amendment to Interim Final Rule	11/30/90	55 FR 49852
Amendment to Interim Final Rule Effective	12/30/90	
Next Action Undetermined		

Small Entities Affected: Undetermined**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AD01

4333. FAR CASE 89-42, LIQUIDATED DAMAGES**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 100-656, Sec 304**CFR Citation:** 48 CFR 19; 48 CFR 52**Legal Deadline:** None**Abstract:** Amends the FAR to require a prime contractor to pay liquidated

damages upon a lack of good faith effort to meet its small business subcontracting goals.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/21/89	54 FR 30703
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AD20

4334. FAR CASE 89-93, IMPLEMENTATION OF THE ANTI-LOBBYING STATUTE**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 101-121, Sec 319**CFR Citation:** 48 CFR 3; 48 CFR 52**Legal Deadline:** None**Abstract:** To amend the FAR to implement section 319 of PL 101-121, which added a new section 1352 to title 31 USC entitled "Limitation on use of appropriated funds to influence certain Federal contracting and financial transactions." Section 319 generally prohibits recipients of Federal contracts, grants, and loans from using appropriated funds for lobbying the executive or legislative branches of the Federal Government in connection with a specific contract, grant, or loan. Section 319 also requires that each person who requests or receives a Federal contract, grant, or cooperative agreement, in excess of \$100,000, or a loan or Federal commitment to insure or guarantee a loan, in excess of \$150,000, must disclose lobbying with other than appropriated funds.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	01/30/90	55 FR 3190
Next Action Undetermined		

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4067

RIN: 9000-AD76

4335. FAR CASE 90-52, EVALUATION FACTORS**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 99-661, Sec 924(a)**CFR Citation:** 48 CFR 15.605**Legal Deadline:** None**Abstract:** The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have agreed to amend FAR 15.605 to state that quality shall be considered in planning every source selection and, if appropriate, included as an evaluation factor. This change will better implement the requirements of Pub. L. 99-661, sec. 924(a).**Timetable:**

Action	Date	FR Cite
NPRM	11/07/90	55 FR 46930
NPRM Comment Period End	01/07/91	
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755

RIN: 9000-AE21

4336. FAR CASE 91-31, CONTRACT AWARD-SEALED BIDDING**Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 52**Legal Deadline:** None

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Abstract: To amend the FAR to revise the provision 52.214-19 to include the language regarding unbalanced bidding now contained in the provisions at 52.214-10 and 52.215-16. This will make the language in all three provisions consistent.

Timetable:

Action	Date	FR Cite
NPRM	06/27/91	56 FR 29539
NPRM Comment	08/26/91	
Period End		
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755

RIN: 9000-AE41

4337. FAR CASE 91-27, PERFORMANCE AND PAYMENT BONDS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 28; 48 CFR 52

Legal Deadline: None

Abstract: To amend parts 28 and 52 to standardize policies governing bonding. The principal revisions include adding standard clauses when performance or payment bonds are required, and a standard form, Performance and Payment Bonds--Other Than Construction.

Timetable:

Action	Date	FR Cite
NPRM	07/09/91	56 FR 31278
NPRM Comment	09/09/91	
Period End		
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755

RIN: 9000-AE47

4338. FAR CASE 91-28, INDIAN-OWNED ENTERPRISES

Priority: Substantive, Nonsignificant

Legal Authority: PL 100-442, Sec 7

CFR Citation: 48 CFR 26; 48 CFR 52

Legal Deadline: None

Abstract: To amend the FAR to allow contractors to recover certain costs of subcontracting with Indian organizations and Indian-owned economic enterprises.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/22/91	56 FR 41728
Next Action Undetermined		

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755

RIN: 9000-AE52

4339. FAR CASE 91-18, MULTIYEAR CONTRACTING

Priority: Other

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 17; 48 CFR 52

Legal Deadline: None

Abstract: To revise FAR part 17 and corresponding coverage in part 52 to provide special provisions for use in multiyear contracts whereas the FAR now requires contracting officers to develop provisions for use in multiyear solicitations and contracts on an as needed basis. The intent of these changes is to reduce the administrative burden on contracting officers by supplying needed provisions and clauses that were required but not provided.

Timetable:

Action	Date	FR Cite
NPRM	05/03/91	56 FR 20507
NPRM Comment	07/02/91	
Period End		
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755

RIN: 9000-AE65

4340. FAR CASE 91-106, CHILD CARE SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-647, sec 231; PL 102-190, sec 1094

CFR Citation: 48 CFR 37.101; 48 CFR 37.103

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are amending the Federal Acquisition Regulation to add a definition of child care services and to require contracting officers to ensure that contracts for child care services include requirements for criminal history background checks of employees in accordance with 42 U.S.C. 13041. This regulatory action was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/28/94	59 FR 67050
Next Action Undetermined		

Small Entities Affected: Organizations

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR),

FAR

Long-Term Actions

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RIN: 9000-AF31

4341. FAR CASE 92-301, FEDERAL COURTS ADMINISTRATION ACT

Priority: Other Significant

Legal Authority: PL 102-572

CFR Citation: 48 CFR 33.201; 48 CFR 33.202; 48 CFR 33.204; 48 CFR 33.207; 48 CFR 33.208; 48 CFR 33.210; 48 CFR 33.211; 48 CFR 33.214; 48 CFR 42.302; 48 CFR 52.233-1

Legal Deadline: Other, Statutory, October 29, 1992.

This RIN implements PL 102-572, sec 907(a) which was enacted on October 29, 1992.

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have agreed to revise Federal Acquisition Regulation Part 33 and the clause at 52.233-1 to implement the Administrative Disputes Resolution Act (PL 101-552) and the Federal Courts Administration Act of 1992 (PL 102-572). This revision will encourage the use of Alternative Dispute Resolution techniques and will resolve problems that have arisen under currently existing Contract Disputes Act resolution procedures.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/10/94	59 FR 11380
Next Action	Undetermined	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Additional Information: RIN 9000-AE96 was merged with this RIN and published as an interim rule in Federal Acquisition Circular 90-20.

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RIN: 9000-AF35

4342. FAR CASE 92-616, SERVICE OF PROTEST

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 33.102; 48 CFR 52.233-2

Legal Deadline: None

Abstract: This revision amends the solicitation provision at 52.233-2, Service of Protest, to make it clear that the jurisdiction of the General Services Board of Contract Appeals is limited to protest regarding automatic data processing acquisitions conducted under 40 U.S.C. 759.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AF36

4343. FAR CASE 93-606, IMPLEMENTATION OF MOU BETWEEN THE USA AND THE EEC ON GOVERNMENT PROCUREMENT AND SANCTIONS IMPOSED ON THE EUROPEAN ECONOMIC COMMUNITY

Priority: Other Significant

Legal Authority: EO 12849

CFR Citation: 48 CFR 14.201-6; 48 CFR 15.407; 48 CFR 17.203(h); 48 CFR 25.109; 48 CFR 25.202; 48 CFR 25.205; 48 CFR 25.4; 48 CFR 25.10; 48 CFR 52.214-34; 48 CFR 52.214-35; 48 CFR 52.225-8; 48 CFR 52.225-9; 48 CFR 52.225-15 to 52.225-19

Legal Deadline: Other, Statutory, May 25, 1993.
RIN is based on publication of interim rule.

Abstract: The Department of Defense, General Services Administration, and National Aeronautics and Space Administration have agreed to an interim rule implementing the Memorandum of Understanding Between the United States of America

and the European Economic Community on Government Procurement (MOU) and implementing the sanctions imposed by the President on the European Community (EC) prohibiting the award of certain contracts for EC products, services, and construction.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/28/93	58 FR 31140
Next Action	Undetermined	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AF39

4344. FAR CASE 93-301, MADE IN AMERICA LABELS; FAR CASE 93-306, UNFAIR TRADE PRACTICES

Priority: Substantive, Nonsignificant

Legal Authority: PL 102-558, sec 201; PL 102-558, sec 202

CFR Citation: 48 CFR 9.403; 48 CFR 9.406-2; 48 CFR 9.407-2

Legal Deadline: Other, Statutory, October 28, 1992.

Based on interim rule with implementation date July 28, 1993.

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have agreed to interim rules amending Federal Acquisition Regulation (FAR) 9.403, 9.406, and 9.407 to implement sections 201 and 202 of the Defense Production Act (Pub. L. 102-558). Section 201 directs that the FAR be amended to address the responsibility of contractors who engage in unfair trade practices as defined in section 201. Section 202 directs that the FAR be amended to address the responsibility of persons that intentionally affix a label bearing a fraudulent "Made in America" inscription to a product sold in or shipped to the United States.

FAR

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Timetable:

Action	Date	FR Cite
Interim Final Rule	03/10/94	59 FR 11371
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

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RIN: 9000-AF40

4345. FAR CASE 92-45, INTEREST CLAUSE REVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 32.610; 48 CFR 32.613; 48 CFR 32.614-1; 48 CFR 52.232-17

Legal Deadline: None

Abstract: FAR 32.610(b)(2), 32.613(h)(3), 32.614-1(c), and the clause at 52.232-17 are amended to make it clear that the Cost Accounting Standards clauses at 52.230-2 and 52.230-3 provide for the use of different interest rates under different circumstances.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 9000-AF44

4346. FAR CASE 92-19, SUBCONTRACTING PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 19.705-2(d); 48 CFR 19.708(b)(1); 48 CFR 52.219-9

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing amending the Federal Acquisition Regulation (FAR) to expand the circumstances described in FAR 19.705-2(d) when subcontracting plans may be required and negotiated with more than the apparently successful offeror and to prescribe in FAR 19.708 an Alternate II to the clause at 52.219-9, Small Business and Small Disadvantaged Business Subcontracting Plan, to be used when contracting by negotiation and subcontracting plans are required with initial proposals. The intent of this proposal is to ensure that small and small disadvantaged business concerns are being afforded the maximum practical subcontracting opportunities consistent with statutory requirements and acquisition objectives.

Timetable:

Action	Date	FR Cite
NPRM	04/06/94	59 FR 16388
NPRM Comment Period End	06/06/94	59 FR 16388
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AF45

4347. FAR CASE 92-51, INHERENTLY GOVERNMENTAL FUNCTIONS

Priority: Other Significant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 7.000; 48 CFR 7.103; 48 CFR 7.105; 48 CFR 7.5; 48 CFR 10.002; 48 CFR 37.102; 48 CFR 37.113

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing changes to the Federal Acquisition Regulation (FAR) to implement Office of Federal Procurement Policy (OFPP) Letter 92-1, Inherently Governmental Functions. The rule provides a definition of, and internal Government responsibilities and procedures relating to, inherently governmental functions.

Timetable:

Action	Date	FR Cite
NPRM	06/08/94	59 FR 29696
NPRM Comment Period End	08/08/94	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AF46

4348. FAR CASE 91-95, POSTPONEMENT OF BID OPENINGS OR CLOSING DATES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 14.402-3(c); 48 CFR 15.411(a); 48 CFR 15.412(b); 48 CFR 52.214-7(h); 48 CFR 52.215-10

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing a change to FAR 14.402-3, 15.412, and the clauses at 52.214-7, Late Submissions, Modifications, and Withdrawals of Bids, and 52.215-10, Late Submissions, Modifications, and Withdrawals of Proposals, to clarify the time of receipt of bids/proposals when

FAR

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an emergency or unanticipated event interrupts government processes for receiving mail at a Government installation on the date specified for receipt of bids/proposals.

Timetable:

Action	Date	FR Cite
NPRM	11/09/93	58 FR 59618
NPRM Comment	01/10/94	

Period End

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
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RIN: 9000-AF48

4349. FAR CASE 93-305, SMALL BUSINESS INNOVATION RESEARCH RIGHTS IN DATA

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 52.227-20

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have agreed to an interim rule that amends the Federal Acquisition Regulation (FAR) under the clause Rights in Data-Small Business Innovation Research Program, to increase the small business concern's data rights retention period from 2 to 4 years. This amendment implements Section 15(f) of the revised Small Business Innovation Research (SBIR) Program Policy Directive, published by the Small Business Administration (SBA) in the Federal Register at 58 FR 6144, January 26, 1993.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/10/94	59 FR 11386
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

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RIN: 9000-AF54

4350. FAR CASE 91-102, INCONSISTENCIES—TERMINATION FOR CONVENIENCE

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 52.249-2(e); 48 CFR 52.249-2(i)

Legal Deadline: None

Abstract: The Civilian Agency Acquisition and the Defense Acquisition Regulations Councils are proposing changes to paragraphs (e) and (i) of the clause entitled "Termination for Convenience of the Government (Fixed-Price)" to clarify existing language and eliminate unnecessary language. Paragraph (e) is being revised to clarify that incremental payments may be involved in some instances such as a partial termination action; and paragraph (i) is being revised to clarify the two instances when the contractor forfeits its right of appeal.

Timetable:

Action	Date	FR Cite
NPRM	12/09/93	58 FR 64826
NPRM Comment	02/07/94	

Period End

Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755

RIN: 9000-AF55

4351. FAR CASE 92-615, DEBARMENT AND SUSPENSION CERTIFICATE

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 9.407-2(a)(3); 48 CFR 52.209-5

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing a revision to the FAR provision at 52.209-5 dealing with debarment and suspension by adding "tax evasion" to the list of currently enumerated offenses for which the offeror must certify. Conforming changes are being made in FAR subpart 9.4 to specifically add "tax evasion" as a debarment or suspension cause.

Timetable:

Action	Date	FR Cite
NPRM	12/01/93	58 FR 63494
NPRM Comment	01/31/94	

Period End

Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 9000-AF57

4352. FAR CASE 93-310, IMPLEMENTATION OF THE NORTH AMERICAN FREE TRADE AGREEMENT (NAFTA) IMPLEMENTATION ACT

Priority: Economically Significant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 5.202(a); 48 CFR 14; 48 CFR 15; 48 CFR 25; 48 CFR 52.225

Legal Deadline: Other, Statutory, January 1, 1994.
Deadline is for an interim rule.

Abstract: The Department of Defense, General Services Administration, and

FAR

Long-Term Actions

National Aeronautics and Space Administration have agreed to a revised interim rule implementing the North American Free Trade Agreement (NAFTA) Implementation Act, Pub. L. 103-182. FAR Case 88-70 was folded into this case in March, 1995.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/05/94	59 FR 544
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405 Phone: 202 501-4755

RIN: 9000-AF60

4353. FAR CASE 91-91, PROMPT PAYMENT ACT

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 32.102(d); 48 CFR 32.902; 48 CFR 32.903; 48 CFR 32.904; 48 CFR 32.905; 48 CFR 32.906(a); 48 CFR 32.907-1; 48 CFR 32.910; 48 CFR 52.232-5; 48 CFR 52.232-8(b); 48 CFR 52.232-25; 48 CFR 52.232-26; 48 CFR 52.232-27; 48 CFR 52.232-28

Legal Deadline: None

Abstract: Revises FAR for compliance with OMB Circular A-125, Prompt Payment Act.

Timetable:

Action	Date	FR Cite
NPRM	05/06/94	59 FR 23776
NPRM Comment	07/05/94	
Period End		
Next Action Undetermined		

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

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RIN: 9000-AF61

4354. FAR CASE 91-108, JAVITS-WAGNER-O'DAY PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 8.001(a)(2)(ii) & (iii); 48 CFR 8.001(c); 48 CFR 8.003; 48 CFR 51.101(c); 48 CFR 51.102(a); 48 CFR 51.102(c)(3); 48 CFR 52.208-00

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing amendments to the FAR to clarify that the Government's obligation to purchase from statutorily mandated sources of supply also applies when contractors purchase the supply items for Government use.

Timetable:

Action	Date	FR Cite
NPRM	03/28/94	59 FR 14454
NPRM Comment	05/27/94	
Period End		
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405 Phone: 202 501-4755 Fax: 202 501-4067

RIN: 9000-AF71

4355. FAR CASE 91-109, ARCHITECT-ENGINEER SERVICES

Priority: Other Significant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 36.601-3; 48 CFR 36.601-4

Legal Deadline: None

Abstract: The Office of Federal Procurement Policy has directed revision of the Federal Acquisition

Regulation to clarify the description of services considered to be architect-engineer services.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405 Phone: 202 501-4755

RIN: 9000-AF72

4356. FAR CASE 92-2, SUBCONTRACT PROPOSAL AUDITS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 15.806-3(a)(3) to 15.806-3(a)(6)

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing to amend the Federal Acquisition Regulation to amend policies on audits of defective pricing proposals.

Timetable:

Action	Date	FR Cite
NPRM	03/28/94	59 FR 14457
NPRM Comment	05/27/94	
Period End		
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405 Phone: 202 501-4755 Fax: 202 501-4067

RIN: 9000-AF74

FAR

Long-Term Actions

4357. FAR CASE 92-10, NONPROFIT INSTITUTIONS CLAUSE PRESCRIPTION**Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 15.804-8(e) to 15.804-8(f); 48 CFR 52.215-27; 48 CFR 52.215-39**Legal Deadline:** None**Abstract:** The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing to amend the policies on clauses for reversion of pension costs.**Timetable:**

Action	Date	FR Cite
NPRM	04/06/94	59 FR 16389
NPRM Comment Period End	06/06/94	

Next Action Undetermined

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AF77**4358. FAR CASE 92-14, INSURANCE—LIABILITY TO THIRD PERSONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 28.311-1 to 28.311-3; 48 CFR 52.228-6 to 52.228-7; 48 CFR 52.245-7; 48 CFR 52.245-10**Legal Deadline:** None**Abstract:** The FAR language proposed for deletion at 28.311-1 applies only to cost reimbursement contracts for research and development awarded to state agencies or charitable institutions that claim partial or total immunity from tort liability. The Councils believe the current language is obsolete.**Timetable:**

Action	Date	FR Cite
NPRM	04/06/94	59 FR 16392

Action	Date	FR Cite
NPRM Comment Period End	06/06/94	
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AF78**4359. FAR CASE 92-17, OVERHEAD SHOULD-COST REVIEWS****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 15.810; 48 CFR 15.810-1; 48 CFR 15.810-2; 48 CFR 15.810-3**Legal Deadline:** None**Abstract:** The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing to amend the policies on should-cost studies.**Timetable:**

Action	Date	FR Cite
NPRM	04/06/94	59 FR 16388
NPRM Comment Period End	06/06/94	
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AF79**4360. FAR CASE 92-27, QUALITY ASSURANCE NONCONFORMANCE****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 46.101; 48 CFR 46.103(c) to 46.103(e); 48 CFR 46.407(c)(1); 48 CFR 46.407(d); 48 CFR 46.407(f)**Legal Deadline:** None**Abstract:** The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing to amend the Federal Acquisition Regulation concerning quality assurance to include definitions of the terms "critical nonconformance," "major nonconformance," and "minor nonconformance" and make other conforming amendments as a result of recommendations made by the DOD IG.**Timetable:**

Action	Date	FR Cite
NPRM	03/28/94	59 FR 14466
NPRM Comment Period End	05/27/94	

Next Action Undetermined

Small Entities Affected: Undetermined**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755**RIN:** 9000-AF80**4361. FAR CASE 92-40, CONTRACTORS' PURCHASING SYSTEMS REVIEWS AND SUBCONTRACTOR CONSENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 44.302(a); 48 CFR 52.244-2(a)(4); 48 CFR 52.244-2(b)(1)**Legal Deadline:** None**Abstract:** These revisions to 44.302(a) and 52.244-2 are a result of recommendations submitted in response to the FARC's request for industry's views and are as follows: (1)

FAR

Long-Term Actions

The threshold for performing CPSR's was raised from \$10 million to \$25 million to recognize the effects of inflation on this threshold. The raised threshold will reduce the administrative burden on both the contractor and Government by reducing the number of reviews. (2) The \$10,000 threshold in the clause was raised to \$25,000 for notification to the contracting officer on proposed subcontracts involving fabrication, purchase, rental, installation, or other acquisition of special test equipment or any items of facilities to recognize increased cost of equipment and effects of inflation. (3) We also raised the threshold at 52.244-2(b)(1) requiring additional information on certain subcontracts from \$10,000 to \$25,000. This increase recognizes rising hourly wage rates and contract costs.

Timetable:

Action	Date	FR Cite
NPRM	04/06/94	59 FR 16393
NPRM Comment	06/06/94	
Period End		

Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

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RIN: 9000-AF82

4362. FAR CASE 92-48, FLUCTUATING EXCHANGE RATES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 25.5; 48 CFR 25.501; 48 CFR 25.502; 48 CFR 52.225-00

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are amending the Federal Acquisition Regulation to add guidance on the use of foreign currency.

Timetable:

Action	Date	FR Cite
NPRM	04/06/94	59 FR 16391
NPRM Comment	06/06/94	
Period End		

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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Phone: 202 501-4755

RIN: 9000-AF83

4363. FAR CASE 92-604, NONALLOWABILITY OF EXCISE TAXES ON NONDEDUCTIBLE CONTRIBUTIONS TO DEFERRED COMPENSATION PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 31.205-41(b)(6)

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing to amend the Federal Acquisition Regulation concerning cost allowability criteria for cost of certain taxes.

Timetable:

Action	Date	FR Cite
NPRM	04/06/94	59 FR 16393
NPRM Comment	06/06/94	
Period End		

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AF85

4364. FAR CASE 93-5, EMPLOYEE COMPENSATION COSTS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 22.101-2; 48 CFR 31.001; 48 CFR 31.205-6; 48 CFR 42.302(a)(1); 48 CFR 42.1300 to 42.1306

Legal Deadline: None

Abstract: Cost allowability criteria for employee compensation costs are amended.

Timetable:

Action	Date	FR Cite
NPRM	10/11/94	59 FR 51399
NPRM Comment	12/12/94	
Period End		

Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755

RIN: 9000-AF97

4365. FAR CASE 93-6, LEGISLATIVE LOBBYING COSTS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 31.205-22; 48 CFR 31.205-30

Legal Deadline: None

Abstract: The allowability criteria for contractor legislative lobbying costs are amended.

Timetable:

Action	Date	FR Cite
NPRM	09/16/94	59 FR 47776
NPRM Comment	11/15/94	
Period End		

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

FAR

Long-Term Actions

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AF98

4366. FAR CASE 93-20, RECORDS RETENTION

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 31.201-2

Legal Deadline: None

Abstract: The allowability criteria for contract costs are amended to clarify availability of records issues.

Timetable:

Action	Date	FR Cite
NPRM	09/16/94	59 FR 47776
NPRM Comment	11/15/94	

Period End

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
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RIN: 9000-AF99

4367. FAR CASE 93-22, TRAVEL COSTS

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 31.205-46

Legal Deadline: None

Abstract: The allowability criteria for contractor travel costs are amended.

Timetable:

Action	Date	FR Cite
NPRM	09/16/94	59 FR 47777
NPRM Comment	11/15/94	

Period End

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AG00

4368. FAR CASE 93-615, USE OF CONVICT LABOR

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 22.201; 48 CFR 52.222-3

Legal Deadline: None

Abstract: The rule proposes to revise the FAR coverage at 22.201, 22.202, and 52.222-3 to remove all references to 18 USC 4082(c)(2), include the stipulation required by Executive Order 11755, as amended, in the clause at 52.222-3 for the convenience of users of the FAR, and add the Commonwealth of the Northern Mariana Islands to the covered jurisdictions as required by Executive Order 12608.

Timetable:

Action	Date	FR Cite
NPRM	09/06/94	59 FR 46020
NPRM Comment	11/07/94	

Period End

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AG02

4369. FAR CASE 94-602, GSBCA RULES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 33.105(a)(2)(ii); 48 CFR 33.105(c); 48 CFR 33.105(f)(1)(i); 48 CFR 33.105(f)(3)

Legal Deadline: None

Abstract: The revised coverage reduces the number of days allowed for notices to the board of confirmation and a listing of all personnel and agencies receiving notice from 5 days to 3 days. The FAR revision also reduces from 15 to 10 days the time allowed after filing of the protest for the agency to submit its answer to the board setting forth its defenses to the protest and its findings, actions, and recommendations in the matter. Lastly, the revision inserts new language regarding application to the board for an award of costs.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755

RIN: 9000-AG03

4370. FAR CASE 91-78, SMALL BUSINESS SUBCONTRACTING REPORTING

Priority: Other Significant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 53.219

Legal Deadline: None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing to amend FAR 53.219 to authorize the addition of a column to the Standard Form 295, Summary Subcontract Report, to report the number of subcontracts awarded to small business concerns, small disadvantaged business concerns, and women-owned small business enterprises.

FAR

Long-Term Actions

Timetable:

Action	Date	FR Cite
NPRM	09/26/94	59 FR 49037
NPRM Comment	11/25/94	
Period End		
Next Action Undetermined		

Small Entities Affected: Undetermined**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG04**4371. FAR CASE 92-31, QUALITY ASSURANCE ACTIONS, ELECTRONIC SCREENING****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 46.101**Legal Deadline:** None**Abstract:** This rule revises 46.101, Definitions, to include definitions of the terms "latent defect" and "patent defect." The case implements a DODIG mediation agreement on Audit Report 92-099, Quality Assurance Actions Resulting from Electronic Component Screening.**Timetable:**

Action	Date	FR Cite
NPRM	09/08/94	59 FR 46386
NPRM Comment	11/07/94	
Period End		
Next Action Undetermined		

Small Entities Affected: Undetermined**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755**RIN:** 9000-AG06**4372. FAR CASE 92-39, MASTER SUBCONTRACTING PLANS****Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 19.704(b); 48 CFR 52.219-9**Legal Deadline:** None**Abstract:** The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing to amend the FAR to permit master subcontracting plans to be written for a 3-year period and to emphasize that it is incumbent upon contractors to maintain and update master plans.**Timetable:**

Action	Date	FR Cite
NPRM	09/08/94	59 FR 46385
NPRM Comment	11/07/94	
Period End		
Next Action Undetermined		

Small Entities Affected: Undetermined**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG07**4373. FAR CASE 92-302, SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 102-366**CFR Citation:** 48 CFR 19.1001; 48 CFR 19.1005; 48 CFR 19.1006**Legal Deadline:** None**Abstract:** Amends the Federal Acquisition Regulation to specify that agencies may reinstate the use of small business set-asides as necessary to meet assigned goals, but only within the organizational unit(s) that failed to meet the small business goals, and revises the description of Architect and Engineering services as a designated industry group. This regulatory action was not subject to Office of

Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/28/94	59 FR 67047
Next Action Undetermined		

Small Entities Affected: Undetermined**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG10**4374. FAR CASE 93-304, DEFENSE PRODUCTION ACT AMENDMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 102-558; 50 USC 2091**CFR Citation:** 48 CFR 34.1; 48 CFR 52.234-0**Legal Deadline:** Final, Statutory, July 26, 1993.**Abstract:** FAR is amended to add policy and procedures for testing and qualification of industrial resources developed under Title III, Defense Production Act (DPA) Amendments of 1992 (PL 102-558). This regulatory action was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/28/94	59 FR 67047
Next Action Undetermined		

Small Entities Affected: Businesses**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405

FAR

Long-Term Actions

Phone: 202 501-4755

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RIN: 9000-AG11

4375. FAR CASE 94-3: TERMINATION INVENTORY SCHEDULES**Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 49.105; 48 CFR 49.206-3; 48 CFR 49.303-2; 48 CFR 52.249-2; 48 CFR 52.249-3; 48 CFR 52.249-5; 48 CFR 52.249-6; 48 CFR 52.249-11**Legal Deadline:** None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council are proposing changes concerning termination of contracts to preclude excessive delays in processing terminations for the convenience of the Government. The proposed change will require contractors to prepare and submit termination inventory schedules within 120 days from the effective date of termination, unless otherwise extended by the Termination Contracting Officer (TCO). This will enable the TCO to initiate early inventory screening and final disposition, thereby substantially reducing the time required to achieve termination settlement.

Timetable:

Action	Date	FR Cite
NPRM	12/01/94	59 FR 61734
NPRM Comment	01/30/95	
Period End		
Next Action Undetermined		

Small Entities Affected: Businesses**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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Phone: 202 501-4755
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RIN: 9000-AG13

4376. FAR CASE 94-9, INTERDIVISIONAL TRANSFERS**Priority:** Substantive, Nonsignificant**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 31.205-26**Legal Deadline:** None

Abstract: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council have

agreed to an interim rule amending the Federal Acquisition Regulation (FAR). The cost principle criteria for cost of interdivisional transfers are amended to permit interdivisional transfers at price rather than cost under criteria that more closely approximate those applied to subcontracts eligible for exemption or waiver of cost or pricing data. This regulatory action was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/31/95	60 FR 28503
Next Action Undetermined		

Small Entities Affected: Undetermined**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 9000-AG14

**DEPARTMENT OF DEFENSE/GENERAL SERVICES ADMINISTRATION
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (FAR)**

Completed Actions

4377. FAR CASE 88-70, U.S.-CANADA FREE-TRADE AGREEMENT IMPLEMENTATION ACT OF 1988**Priority:** Economically Significant**CFR Citation:** 48 CFR 25; 48 CFR 52**Completed:**

Reason	Date	FR Cite
Case Merged With RIN 9000-AF60	06/23/94	

Small Entities Affected: None**Government Levels Affected:** None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
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RIN: 9000-AC80

4378. FAR CASE 90-54, DEFECTIVE PRICING**Priority:** Substantive, Nonsignificant**CFR Citation:** 48 CFR 15.804-7**Completed:**

Reason	Date	FR Cite
Withdrawn	10/22/93	

Small Entities Affected: None**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson

Phone: 202 501-4755

RIN: 9000-AE23

4379. FAR CASE 91-39, VOLUNTARY REFUNDS**Priority:** Substantive, Nonsignificant**CFR Citation:** 48 CFR 32.6; 48 CFR 42.13**Completed:**

Reason	Date	FR Cite
Withdrawn	10/25/93	

Small Entities Affected: None**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

FAR

Completed Actions

Agency Contact: Beverly Fayson
Phone: 202 501-4755

RIN: 9000-AE68

4380. FAR CASE 92-46, PROMPT PAYMENT OVERSEAS

Priority: Substantive, Nonsignificant

CFR Citation: 48 CFR 32.901; 48 CFR 52.232-25; 48 CFR 52.232-26

Completed:

Reason	Date	FR Cite
Final Action	03/10/94	59 FR 11379

Small Entities Affected: Undetermined

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755

RIN: 9000-AF41

4381. FAR CASE 91-104, ELECTRONIC CONTRACTING

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 48 CFR 2.101; 48 CFR 4.201; 48 CFR 4.3; 48 CFR 4.802; 48 CFR 5.102; 48 CFR 5.207(c)(2)(xvi); 48 CFR 7.3; 48 CFR 8.4; 48 CFR 9.206; 48 CFR 12.103(e); 48 CFR 13; 48 CFR 14; 48 CFR 15; 48 CFR 52; 48 CFR 53; ...

Completed:

Reason	Date	FR Cite
Interim Final Rule	07/03/95	60 FR 34732

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755

Fax: 202 501-4067

RIN: 9000-AF50

4382. FAR CASE 91-57, DISPOSAL OF GOVERNMENT PROPERTY

Priority: Substantive, Nonsignificant

CFR Citation: 48 CFR 45.603; 48 CFR 45.611(b); 48 CFR 52.245-2(j); 48 CFR 52.245-4(e); 48 CFR 52.245-5(j); 48 CFR 52.245-7; 48 CFR 52.245-11(l)

Completed:

Reason	Date	FR Cite
Withdrawn	07/21/95	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755

RIN: 9000-AF62

4383. FAR CASE 91-93, SPECIAL TOOLING UNDER FIXED-PRICE CONTRACTS

Priority: Substantive, Nonsignificant

CFR Citation: 48 CFR 45.306-1(c); 48 CFR 45.306-5; 48 CFR 52.245-2(c)(2) to 52.245-2(c)(3); 48 CFR 52.247-17

Completed:

Reason	Date	FR Cite
Withdrawn	07/21/95	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755

RIN: 9000-AF66

4384. FAR CASE 92-33, PRICE COMPETITION EXEMPTION

Priority: Substantive, Nonsignificant

CFR Citation: 48 CFR 15.804-1(a)(1) to 15.804-1(a)(2); 48 CFR 15.804-2(d); 48 CFR 15.804-3(b)

Completed:

Reason	Date	FR Cite
Withdrawn	03/27/95	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755

RIN: 9000-AF81

4385. FAR CASE 91-111, COMMERCIALLY AVAILABLE GOVERNMENT-FURNISHED MATERIAL

Priority: Substantive, Nonsignificant

CFR Citation: 48 CFR 45.303-1

Completed:

Reason	Date	FR Cite
Withdrawn	06/21/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AF95

4386. FAR CASE 91-114, USE OF GOVERNMENT FACILITIES ON A NO-CHARGE BASIS

Priority: Substantive, Nonsignificant

CFR Citation: 48 CFR 45.106; 48 CFR 52.245-2 to 52.245-5; 48 CFR 52.245-7; 48 CFR 52.245-10; 48 CFR 52.245-13; 48 CFR 52.245-0; 48 CFR 52.245-00

Completed:

Reason	Date	FR Cite
Withdrawn	06/21/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755

Fax: 202 501-4067

RIN: 9000-AF96

FAR

Completed Actions

4387. FAR CASE 92-44, RECONDITIONED MATERIAL**Priority:** Substantive, Nonsignificant**CFR Citation:** 48 CFR 10.010; 48 CFR 10.011; 48 CFR 52.210-5; 48 CFR 52.210-7**Completed:**

Reason	Date	FR Cite
Withdrawn	09/05/95	

Small Entities Affected: None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755**RIN:** 9000-AG08

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 48 CFR 3.9**Completed:**

Reason	Date	FR Cite
Final Action	07/21/95	60 FR 37774
Final Action Effective	09/19/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG16

duplication, or streamline requirements.

CFR Citation: 48 CFR 2 to 6; 48 CFR 8 to 9; 48 CFR 13; 48 CFR 15 to 16; 48 CFR 22 to 23; 48 CFR 25; 48 CFR 27 to 29; 48 CFR 32; 48 CFR 36; 48 CFR 41 to 47; 48 CFR 49; 48 CFR 52; 48 CFR 53**Completed:**

Reason	Date	FR Cite
Final Action	07/03/95	60 FR 34741

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG18**4388. FAR CASE 94-802, OFFICIALS NOT TO BENEFIT (ETHICS)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 3.102-1; 48 CFR 3.102-2; 48 CFR 52.203-1**Completed:**

Reason	Date	FR Cite
Final Action	07/21/95	60 FR 37773
Final Action Effective	09/19/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG15**4390. FAR CASE 94-804, PROCUREMENT INTEGRITY (ETHICS)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 3.104-9; 48 CFR 52.203-8; 48 CFR 52.203-9**Completed:**

Reason	Date	FR Cite
Final Action	07/21/95	60 FR 37773
Final Action Effective	09/19/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG17**4392. FAR CASE 94-720, CERTIFIED COST FOR PRICING DATA THRESHOLD****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 14.201-7; 48 CFR 14.214; 48 CFR 15.804-2; 48 CFR 15.813; 48 CFR 52.214-27; 48 CFR 52.214-28; 48 CFR 52.215-23 to 25; 48 CFR 52.215-32; 48 CFR 52.215-37; 48 CFR 52.215-25; 48 CFR 52.215-32; 48 CFR 52.215-37**Completed:**

Reason	Date	FR Cite
Final Action Merged With RIN 9000-AG30 in FAC 90-32.	09/18/95	60 FR 48208
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755**4389. FAR CASE 94-803, WHISTLEBLOWER PROTECTIONS FOR CONTRACTOR EMPLOYEES (ETHICS)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing**4391. FAR CASE 94-770, SIMPLIFIED ACQUISITION PROCEDURES/FACNET****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

FAR

Completed Actions

Fax: 202 501-4067

RIN: 9000-AG19

4393. FAR CASE 94-751, PENALTIES ON UNALLOWABLE INDIRECT COSTS**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 31.110; 48 CFR 42.709 to 42.709-6; 48 CFR 52.242**Completed:**

Reason	Date	FR Cite
Final Action	08/16/95	60 FR 42657
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson

Phone: 202 501-4755

Fax: 202 501-4067

RIN: 9000-AG20

4394. FAR CASE 94-754; IMPLEMENTATION OF VARIOUS COST PRINCIPLE PROVISIONS**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.**CFR Citation:** 48 CFR 31.205-1; 48 CFR 31.205-6; 48 CFR 31.205-22; 48 CFR 31.205-43; 48 CFR 31.603; 48 CFR 31.703; 48 CFR 37.113; 48 CFR 42.703; 48 CFR 42.705-1; 48 CFR 52.237**Completed:**

Reason	Date	FR Cite
Final Action	08/16/95	60 FR 42659
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson

Phone: 202 501-4755

Fax: 202 501-4067

RIN: 9000-AG21

4395. FAR CASE 94-801, DEBARMENT AND SUSPENSION AND INELIGIBILITY (ETHICS)**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.**CFR Citation:** 48 CFR 9.105-1; 48 CFR 9.207; 48 CFR 9.401; 48 CFR 9.403; 48 CFR 9.404; 48 CFR 9.405; 48 CFR 9.405-2; 48 CFR 22.1025; 48 CFR 28.203-7; 48 CFR 44.202-2; 48 CFR 44.303; 48 CFR 52.209-6**Completed:**

Reason	Date	FR Cite
Final Action	06/26/95	60 FR 33064
Final Action Effective	08/25/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson

Phone: 202 501-4755

Fax: 202 501-4067

RIN: 9000-AG22

4396. FAR CASE 94-740; CONSOLIDATION AND REVISION OF THE AUTHORITY TO EXAMINE RECORDS**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 4.702; 48 CFR 4.703; 48 CFR 14.201-7; 48 CFR 15.106-1; 48 CFR 15.805-5; 48 CFR 25.000; 48 CFR 25.901; 48 CFR 50.307; 48 CFR 52.214-26; 48 CFR 52.215-1; 48 CFR 52.215-2**Completed:**

Reason	Date	FR Cite
Final Action	08/16/95	60 FR 42649
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson

Phone: 202 501-4755

Fax: 202 501-4067

RIN: 9000-AG24

4397. FAR CASE 94-700; REPEAL OF REQUIREMENT FOR SECRETARIAL/AGENCY HEAD DETERMINATIONS REGARDING USE OF COST TYPE OR INCENTIVE CONTRACTS**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.**CFR Citation:** 48 CFR 7.102; 48 CFR 11.002; 48 CFR 16.301-3; 48 CFR 16.403; 48 CFR 19.000**Completed:**

Reason	Date	FR Cite
Final Action	07/21/95	60 FR 37777
Final Action Effective	09/19/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson

Phone: 202 501-4755

Fax: 202 501-4067

RIN: 9000-AG25

4398. FAR CASE 94-730; PROTESTS, DISPUTES, AND APPEALS**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 33.1; 48 CFR 33.2; 48 CFR 39.002; 48 CFR 42.15; 48 CFR 50.303; 48 CFR 50.303-2; 48 CFR 52.233-1 to 52.233-3

FAR

Completed Actions

Completed:

Reason	Date	FR Cite
Final Action	09/18/95	60 FR 48206

Small Entities Affected: None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG28**4399. FAR CASE 94-752;
CONTRACTOR OVERHEAD
CERTIFICATION****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 42.703-1; 48 CFR 42.703-2; 48 CFR 52.242-4**Completed:**

Reason	Date	FR Cite
Final Action	08/16/95	60 FR 42663
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG29**4400. FAR CASE 94-721; TRUTH IN
NEGOTIATION****Priority:** Economically Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 1.105; 48 CFR 4.803; 48 CFR 12.504; 48 CFR 14.201-7; 48 CFR 14.214; 48 CFR 15; 48 CFR

16; 48 CFR 31.205-26; 48 CFR 33.207; 48 CFR 36.402; 48 CFR 45; 48 CFR 46; 48 CFR 49; 48 CFR 52

Completed:

Reason	Date	FR Cite
Final Action	09/18/95	60 FR 48206

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG30**4401. FAR CASE 94-710; SPECIAL
CONTRACTING METHODS****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 1.601; 48 CFR 7.103; 48 CFR 17.1; 48 CFR 17.5; 48 CFR 37.2; 48 CFR 49.603-1 to 49.603-4; 48 CFR 52.217-1; 48 CFR 52.217-2**Completed:**

Reason	Date	FR Cite
Final Action	09/26/95	60 FR 49720

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG32**4402. FAR CASE 94-750;
ENTERTAINMENT, GIFT, AND
RECREATION COSTS FOR
CONTRACTOR EMPLOYEES****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

CFR Citation: 48 CFR 31.205-13; 48 CFR 31.205-14**Completed:**

Reason	Date	FR Cite
Final Action	08/16/95	60 FR 42662
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG33**4403. FAR CASE 94-761;
ASSIGNMENT OF CLAIMS****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.**CFR Citation:** 48 CFR 32.801; 48 CFR 32.803; 48 CFR 32.806**Completed:**

Reason	Date	FR Cite
Final Action	09/26/95	60 FR 49729
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG34**4404. FAR CASE 94-762;
SUBCONTRACTOR PAYMENTS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

FAR

Completed Actions

CFR Citation: 48 CFR 28.1; 48 CFR 32.112 to 32.112-2; 48 CFR 52.228-12

Completed:

Reason	Date	FR Cite
Final Action	09/18/95	60 FR 48206

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AG35

4405. FAR CASE 94-764; PERFORMANCE-BASED PAYMENTS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 48 CFR 32; 48 CFR 52

Completed:

Reason	Date	FR Cite
Final Action	09/26/95	60 FR 49707
Final Action Effective	10/01/95	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AG36

4406. FAR CASE 94-780, SMALL BUSINESS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 48 CFR 4; 48 CFR 5; 48 CFR 6; 48 CFR 7; 48 CFR 8; 48 CFR 9; 48 CFR 14; 48 CFR 15; 48 CFR 16;

48 CFR 17; 48 CFR 19; 48 CFR 20; 48 CFR 25; 48 CFR 44; 48 CFR 52; ...

Completed:

Reason	Date	FR Cite
Final Action	09/18/95	60 FR 48258
Final Action Effective	10/01/95	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AG37

4407. FAR CASE 94-790, ACQUISITION OF COMMERCIAL ITEMS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 48 CFR 2.101; 48 CFR 3.404; 48 CFR 3.5; 48 CFR 5.203; 48 CFR 6; 48 CFR 7; 48 CFR 9; 48 CFR 10; 48 CFR 11; 48 CFR 12; 48 CFR 44; 48 CFR 46; 48 CFR 52; 48 CFR 53

Completed:

Reason	Date	FR Cite
Final Action	09/18/95	60 FR 48206

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AG38

4408. FAR CASE 94-701; CONTRACT AWARD IMPLEMENTATION

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 48 CFR 4.601; 48 CFR 5; 48 CFR 6; 48 CFR 14; 48 CFR 15; 48 CFR 17; 48 CFR 25; 48 CFR 36; 48 CFR 51; 48 CFR 52

Completed:

Reason	Date	FR Cite
Final Action	08/16/95	60 FR 42652
Final Action Effective	10/01/95	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AG39

4409. FAR CASE 95-601, ADDITION OF 3 EUROPEAN COMMUNITY COUNTRIES

Priority: Other Significant

CFR Citation: 48 CFR 25.401; 48 CFR 25.1001; 48 CFR 52.225-15; 48 CFR 52.225-17 to 52.225-19

Completed:

Reason	Date	FR Cite
Final Action	05/31/95	60 FR 28501
Final Action Effective	05/31/95	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067

RIN: 9000-AG43

4410. FAR CASE 94-791, SUBCONTRACTS FOR COMMERCIAL ITEMS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 48 CFR 12.403; 48 CFR 52.212-5; 48 CFR 52.244-6

FAR

Completed Actions

Completed:

Reason	Date	FR Cite
Final Action this RIN was merged with 9000-AG38 in FAC 90-32.	09/18/95	60 FR 48206

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG47**4411. FAR CASE 94-711, TASK AND DELIVERY ORDER CONTRACTS****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 16.5; 48 CFR 52.216-18 to 52.216-22; 48 CFR 52.216-27; 48 CFR 52.216-28**Completed:**

Reason	Date	FR Cite
Final Action	09/26/95	60 FR 49723
Final Action Effective	10/01/95	

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG50**4412. FAR CASE 94-731, REIMBURSEMENT OF PROTEST COSTS****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 48 CFR 1.602-3; 48 CFR 32.602; 48 CFR 32.603; 48 CFR 33.102; 48 CFR 33.104; 48 CFR 33.105; 48 CFR 52.233-3**Completed:**

Reason	Date	FR Cite
Final Action	09/18/95	60 FR 48206
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG52**4413. • FAR CASE 94-765, FRAUD REMEDIES****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** PL 103-355**CFR Citation:** 48 CFR 32**Legal Deadline:** Final, Statutory, October 1, 1995.**Abstract:** This final rule is issued pursuant to the Federal Acquisition Streamlining Act of 1994, Public Law 103-355 (the Act) to implement requirements for fraud remedies. This regulatory action was subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.**Timetable:**

Action	Date	FR Cite
NPRM	05/12/95	60 FR 25794
NPRM Comment Period End	07/11/95	
Final Action	09/26/95	60 FR 49728
Final Action Effective	10/01/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG54**4414. • FAR CASE 95-10, FAR GUIDING PRINCIPLES****Priority:** Other**Legal Authority:** 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)**CFR Citation:** 48 CFR 1.1**Legal Deadline:** None**Abstract:** The FARC agreed on a final rule to amend the FAR to incorporate the Statement or Guiding Principles. This regulatory action was not subject to OMB review under EO 12866, dated 09/30/93.**Timetable:**

Action	Date	FR Cite
Final Action	07/03/95	60 FR 34733
Final Action Effective	07/03/95	

Small Entities Affected: None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Street NW., Washington, DC 20405
Phone: 202 501-4755
Fax: 202 501-4067**RIN:** 9000-AG55**4415. • FAR CASE 94-766; SERVICE CONTRACT FUNDING****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** PL 103-355**CFR Citation:** 48 CFR 32.703-3; 48 CFR 37.106**Legal Deadline:** Final, Statutory, October 1, 1995.**Abstract:** This final rule is issued pursuant to the Federal Acquisition

FAR

Completed Actions

Streamlining Act of 1994 (the Act) to implement a new authority for funding of service contracts of certain executive branch agencies. This regulatory action was subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

Timetable:

Action	Date	FR Cite
Final Action	07/21/95	60 FR 42662
Final Action Effective	10/01/95	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Beverly Fayson, FAR Secretariat, DOD/GSA/NASA (FAR), GSA (VRS-FAR Secretariat), 18th & F Streets NW., Washington, DC 20405
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RIN: 9000-AG56

4416. • FAR CASE 95-606, PUBLICIZING CONTRACT ACTIONS

Priority: Other

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 5.207(b)

Legal Deadline: None

Abstract: To revise FAR 5.207(b)(4) concerning preparation and transmittal of synopses. This revision deletes the requirement for the FIPS Number in CBD synopses and in lieu thereof, requests GPO Billing Account Code Information.

Timetable:

Action	Date	FR Cite
Final Action	09/18/95	60 FR 48206
Final Action Effective	10/01/95	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 9000-AG60

4417. • FAR CASE 94-5, TRADE SANCTIONS-GERMANY

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 486(c); 10 USC 2301 to 2331; 42 USC 2473(c)

CFR Citation: 48 CFR 25.1001; 48 CFR 52.225-18; 48 CFR 52.225-19

Legal Deadline: None

Abstract: To amend the FAR to reflect the termination of the Trade Sanctions on the Federal Republic of Germany that had been imposed in May 1993.

Timetable:

Action	Date	FR Cite
Final Action	05/31/95	60 FR 28502
Final Action Effective	05/31/95	

Small Entities Affected: None

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

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RIN: 9000-AG62

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